

Robert A. Mittelstaedt (SBN 060359)
JONES DAY
San Francisco Office
555 California Street, 26th Floor
San Francisco, CA 94104
Telephone: (415) 626-3939
Facsimile: (415) 875-5700
ramittelstaedt@jonesday.com

Tharan Gregory Lanier (SBN 138784)
Jane L. Froyd (SBN 220776)
JONES DAY
Silicon Valley Office
1755 Embarcadero Road
Palo Alto, CA 94303
Telephone: 650-739-3939
Facsimile: 650-739-3900
tglanier@jonesday.com
jfroyd@jonesday.com

Attorneys for Defendants
SAP AG, SAP AMERICA, INC., and
TOMORROWNOW, INC.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

ORACLE CORPORATION, a Delaware
corporation, ORACLE USA, INC., a
Colorado corporation, and ORACLE
INTERNATIONAL CORPORATION, a
California corporation,

Plaintiffs,

v.

SAP AG, a German corporation, SAP
AMERICA, INC., a Delaware corporation,
TOMORROWNOW, INC., a Texas
corporation, and DOES 1-50, inclusive,

Defendants.

Case No. 07-CV-1658 EMC

**DECLINATION TO PROCEED
BEFORE A MAGISTRATE JUDGE
AND REQUEST FOR
REASSIGNMENT TO A UNITED
STATES DISTRICT JUDGE**

1 REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

2 The undersigned parties hereby decline to consent to the assignment of this case to a
3 United States Magistrate Judge for trial and disposition and hereby request the reassignment of
4 this case to a United States District Judge.

5 Dated: May 4, 2007

JONES DAY

7 By: /s/ Tharan Gregory Lanier

8 Tharan Gregory Lanier

9 Counsel for Defendants
10 SAP AG, SAP AMERICA, INC., and
11 TOMORROWNOW, INC.